

**ORDER BELOW EXH.78**

1. The application is filed by plaintiff for taking the legal heirs of plaintiff no. 3 on record.
2. Perused. Defendant failed to file their say.
3. The plaintiff no.3 is reported to have died on 31.07.2018. The suit is for declaration and injunction.
4. The deceased plaintiff no. 3 is survived by one son, one daughter and one grand son and grand daughter. They are legal heirs of the deceased plaintiff. the right to sue, therefore, survives.
5. In order to enable the court to effectively and completely adjudicate upon and settle all the question involved in the suit, it is necessary to allow the application to bring on record the legal representatives of deceased plaintiff.
6. There are no other heirs except those named in the application.
7. It is therefore necessary in the interest of justice to allow the application.

**ORDER**

1. The application is allowed.
2. Plaintiff is allowed to bring legal heirs of deceased plaintiff no. 3 on record.

**CNR NO. MHRG08000191-2013**

**R.C.S.NO. 28 OF 2013**

3. Plaintiff to comply the order and to file amended copy of plaint within stipulated period.

Khalapur

(R.D.Wabale)

Date : 06/09/2022

C.J.J.D. Khalapur

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**CERTIFICATE**

I affirm that the contents of this PDF file Judgment/Order are same word to word as per the original Judgment/Order.

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|-----|--|---|
| (a) | Name of the Stenographer                             | : M. S. Shirgire, Steno. (L.G.)                       |
| (b) | Court  | : Shri. R. D. Wabale<br>C.J.J.D. & J.M.F.C., Khalapur |
| (c) | Date of Judgment/Order                               | : 06/09/2022  |
| (d) | Judgment/Order signed by the<br>Presiding Officer on | : 06/09/2022  |
| (e) | Judgment/Order uploaded on                           | : 07/09/2022  |